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TAYLOR WALES

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK, AS TRUSTEE FOR
THE CERTIFICATEHOLDERS OF CWALT,
INC. ALTERNATIVE LOAN TRUST 2005-23CB
MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-23CB,

Plaintiff,

vs.

TAYLOR WALES, FIRST CALIFORNIA
MORTGAGE COMPANY, LOS PRADOS
COMMUNITY ASSOCIATION,

Defendants.

TAYLOR WALES,

Counter-Claimant,

vs.

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK, AS TRUSTEE FOR
THE CERTIFICATEHOLDERS OF CWALT,
INC. ALTERNATIVE LOAN TRUST 2005-23CB

Case No.: 2:17-cv-02896-JCM-GWF

**STIPULATION AND ORDER TO EXTEND
DISPOSITIVE MOTION DEADLINE**

[THIRD REQUEST]

MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-23CB,

Counter-Defendant.

TAYLOR WALES,

Third-Party Plaintiff,

vs.

RUGGED OAKS INVESTMENTS, LLC,

Third-Party Defendant.

Defendant/Counter-Claimant/Third-Party Plaintiff TAYLOR WALES (“Wales”), Plaintiff/Counter-Defendant The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of CWALT, Inc. Alternative Loan Trust 2005-23CB Mortgage Pass-Through Certificates, Series 2005-23CB (“BoNYM”), and Third-Party Defendant Rugged Oaks Investments, LLC (“Rugged Oaks”) stipulate to extend the respective dispositive motion deadlines as to Wales’ counterclaim against BoNYM and Wales’ third-party claim against Rugged Oaks. This is the third request to extend the dispositive motion deadline set by the stipulation and order to extend discovery filed on August 23, 2018 [ECF No. 54]. The current deadline is set for February 21, 2019. The parties stipulate and agree to an additional 30 day extension to file dispositive motions. The new deadline for dispositive motions is **March 22, 2019**. The new deadline for the proposed joint pretrial order is **April 22, 2019**.

Good cause exists to grant the extension. This court previously dismissed BoNYM's claims based upon a statute of limitations issue. [ECF No. 66]. Wales has since been evaluating the merits of his counterclaim against BoNYM and the parties remain engaged in settlement negotiations. Recently, undersigned counsel of the law firm of Springel & Fink LLP took over management of this action and requires additional time to familiarize herself with the history and current status of the case. Extending the deadline for dispositive motions under the circumstances will allow counsel time to review the case,

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1 and further preserve court and party resources should the parties reach a settlement agreement. This
2 request is made in good faith and not made for purposes of delay.

3 Dated: February 20, 2019.

4 **SPRINGEL & FINK LLP**

5
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21 **ORDER**

22 **IT IS SO ORDERED:**

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24 UNITED STATES DISTRICT COURT JUDGE

25 DATED: February 22, 2019
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